

02-15-01

A/REI

Please type a plus sign (+) inside this box → ☒

PTO/SB/50 (08-01)

Approved for use through 12/30/2000. OMB 0651-0033

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REISSUE PATENT APPLICATION TRANSMITTAL

Address to:

Assistant Commissioner for Patents
Box Reissue
Washington, DC 20231

Attorney Docket No.

153501-0321

First Named Inventor

Bosley, R. et al.

Original Patent Number

5,873,235

Original Patent Issue Date
(Month/Day/Year)

February 23, 1999

Express Mail Label No.

EL 089 007 400 US

APPLICATION FOR REISSUE OF:

(Check applicable box)



Utility Patent



Design Patent



Plant Patent

APPLICATION ELEMENTS (37 CFR 1.173)

1. ☒ Fee Transmittal Form (PTO/SB/ 56)
(Submit an original, and a duplicate for fee processing)
2. ☒ Applicant claims small entity status. See 37 CFR 1.27.
3. ☒ Specification and Claims in double column copy of patent format (amended, if appropriate)
4. ☒ Drawing(s) (proposed amendments, if appropriate)
5. ☒ Reissue Oath/Declaration (original or copy)
(37 C.F.R. § 1.175) (PTO/SB/51 or 52) (unexecuted)
6. Original U.S. Patent currently assigned?
☒ Yes ☐ No
(If Yes, check applicable box(es))
☒ Written Consent of all Assignees (PTO/SB/53) (unexecuted)
☒ 37 C.F.R. § 3.73(b) Statement (PTO/SB/96) (unexecuted) ☒ Power of Attorney (unexecuted)

ACCOMPANYING APPLICATION PARTS

7. ☐ Statement of status/support for all changes to the claims. See 37 CFR 1.173 (c).
8. ☐ Original U.S. Patent for surrender
☐ Ribboned Original Patent Grant
☐ Statement of Loss (PTO/SB/55)
9. ☐ Foreign Priority Claim (35 U.S.C. 119) (if applicable)
10. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
11. ☐ English Translation of Reissue Oath/Declaration (if applicable)
12. ☐ Preliminary Amendment
13. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
14. Other: **Request for Abstract of Title**

15. CORRESPONDENCE ADDRESS



Customer Number or Bar Code Label

(Insert Customer No. or Attach bar code label here)



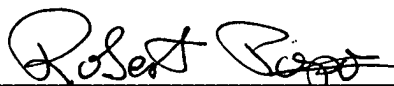
Correspondence address below

| | | | | |
|---------|---------------------------------------|-----------|--------------|---------------------|
| Name | IRELL & MANELLA LLP | | | |
| Address | 1800 Avenue of the Stars Suite 900 | | | |
| City | Los Angeles | State | CA | Zip Code 90067-4276 |
| Country | U.S.A. | Telephone | 310-277-1010 | Fax 310-203-7199 |

| | | | |
|-------------------|--------------------|-----------------------------------|-------------------|
| NAME (Print/Type) | Robert Popa | Registration No. (Attorney/Agent) | 43,010 |
| Signature | <i>Robert Popa</i> | Date | February 13, 2001 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Reissue, Washington, DC 20231.

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| REISSUE APPLICATION FEE TRANSMITTAL FORM | | | | | | Docket Number (Optional) 153501-0321 | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|-------------------------------------|-------------------------------------------|-----------------------------|-----------------|------------------------------------------------|---------------------------|----------|
| Claims as Filed - Part 1 | | | | | | | | |
| Claims in Patent | | Number Filed in Reissue Application | (3) Number Extra | Small Entity | | Other than a Small Entity | | |
| | | | | Rate | Fee | | | |
| (A) 19 | Total Claims (37 CFR 1.16(j)) | (B) 19 | **** 0 = | x \$ 0 = | | or | x \$ _____ = | |
| (C) 3 | Independent claims (37 CFR 1.16(i)) | (D) 3 | * 0 = | x \$ 0 = | | | x \$ _____ = | |
| Basic Fee (37 CFR 1.16(h)) | | | | | | | \$ 355 | |
| Total Filing Fee | | | | | | \$ 355 | OR | \$ _____ |
| Claims as Amended - Part 2 | | | | | | | | |
| | (1) Claims Remaining After Amendment | | (2) Highest Number Previously Paid For | (3) Extra Claims Present | Small Entity | | Other than a Small Entity | |
| | | | | | Rate | Fee | | |
| Total Claims (37 CFR 1.16(j)) | *** 19 | MINUS | ** 20 | * 0 | x \$ 0 = | 0 | x \$ _____ = | |
| Independent Claims (37 CFR 1.16(i)) | *** 3 | MINUS | ***** 3 | = 0 | x \$ 0 = | 0 | x \$ _____ = | |
| Total Additional Fee | | | | | | 0 | OR | \$ _____ |
| <p>* If the entry in (D) is less than the entry in (C), Write "0" in column 3.</p> <p>** If the "Highest Number of Total Claims Previously Paid For" is less than 20, Write "20" in this space.</p> <p>*** After any cancellation of claims.</p> <p>**** If "A" is greater than 20, use (B - A); if "A" is 20 or less, use (B - 20).</p> <p>***** "Highest Number of Independent Claims Previously Paid For" or Number of Independent Claims in Patent (C).</p> <p><input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____. A duplicate copy of this sheet is enclosed.</p> <p><input type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees under 37 CFR 1.16 or 1.17 which may be required, or credit any overpayment to Deposit Account No. _____. A duplicate copy of this sheet is enclosed.</p> <p><input type="checkbox"/> A check in the amount of \$ _____ to cover the filing / additional fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p style="text-align: center;">WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div> <p>02/13/01</p> <p>_____ Date</p> </div> <div style="text-align: right;">  <p>_____ Signature of Applicant, Attorney or Agent of Record</p> <p>Robert Popa _____ Typed or printed name</p> </div> </div> | | | | | | | | |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re reissue application of:)
)
U. S. Patent No: 5,873,235)
)
Issued : February 23, 1999)
)
Inventor(s) : Bosley, R. et al.)
)
For : Liquid Fuel Pressurization and)
Control Method)
_____)

REQUEST FOR ABSTRACT OF TITLE

Box REISSUE
Commissioner for Patents
Washington, D.C. 20231

Sir:

Please prepare a certified Abstract of Title in respect of the above identified original patent for placing in the official file of the Reissue Application which is filed herewith.

Please charge \$25.00, in accordance with 37 CFR 1.19(b)(4), to Deposit Account No. 09-0946, for which purpose a duplicate of this paper is enclosed.

Respectfully submitted,

Robert Popa (Registration No. 43,010)

Irell & Manella, LLP
1800 Avenue of the Stars, Suite 900
Los Angeles, California 90067
Telephone: (310) 277-1010
Facsimile: (310) 203-7199

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UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 5,873,235
DATED : February 23, 1999
INVENTOR(S) : Robert W. Bosley et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Column 2, line 51, change "fill" to --full--
Column 12, line 58, after "thereof" insert -- --
Column 13, line 13, change "08/730,941" to --08/730,946

Signed and Sealed this
Sixth Day of July, 1999

Attest:



Q. TODD DICKINSON

Attesting Officer

Acting Commissioner of Patents and Trademarks

09782897-024301

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re reissue application of:)
)
U. S. Patent No: 5,873,235)
)
Issued : February 23, 1999)
)
Inventor(s) : Bosley, R. et al.)
)
For : Liquid Fuel Pressurization and)
Control Method)
_____)

ASSENT OF ASSIGNEE
AND CERTIFICATION UNDER 37 CFR 3.73(b)

Commissioner for Patents
Washington, D.C. 20231

Sir:

Capstone Turbine Corporation, assignee of the entire interest in the above-referenced letters patent, hereby assents to the accompanying application for reissue.

Capstone Turbine Corporation, ("assignee"), a corporation having a place of business at 21211 Nordhoff Street, Chatsworth, California 91311, certifies that to the best of assignee's knowledge and belief it is the assignee of the entire right, title, and interest in and to the above-referenced patent and represents that the undersigned is a representative authorized and empowered to sign on behalf of the assignee.

CAPSTONE TURBINE CORPORATION

Dated: _____

By: Jeffrey Watts
Its: Chief Financial Officer